



Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

Legislative Analysis

Regional Transportation Committee

May 18, 2006

9:30 AM

Commission Chamber

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Commission Auditor

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**Miami-Dade County Board of County Commissioners
Office of the Commission Auditor**

Legislative Analysis

**Regional Transportation Committee
Meeting Agenda**

May 18, 2006

Written analyses for the below listed items are attached for your consideration in this Legislative Analysis.

Item Number(s)

2(A) Bus Bench Location Report	Additional Information for Items 3(D), 3(G), and 3(K)
3(N) – 3(V) Public Works Department PTP Projects	

If you require further analysis of these or any other agenda items, please contact Guillermo Cuadra, Chief Legislative Analyst, at (305) 375-5469.

Acknowledgements--Analyses prepared by:
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LEGISLATIVE ANALYSIS

RESOLUTION DIRECTING THE COUNTY MANAGER TO ASCERTAIN AND REPORT TO THE REGIONAL TRANSPORTATION COMMITTEE WHETHER THE BUS PASSENGER BENCHES IN UNINCORPORATED MIAMI-DADE COUNTY ARE IN COMPLIANCE WITH THE DISTANCE REQUIREMENTS AS SPECIFIED IN SECTION 21-158 OF THE CODE OF MIAMI-DADE COUNTY; AND FURTHER DIRECTING THE COUNTY MANAGER TO ESTABLISH AN ENFORCEMENT MECHANISM TO ENSURE COMPLIANCE WITH THE CODE

Commissioner Dorrin D. Rolle

I. SUMMARY

This resolution directs the County Manager to report on the compliance of Miami-Dade County controlled bus benches with regards to the requirements of Sec. 21-158 (b) of the Code of Miami-Dade County.

Further, the Manager is directed to establish an enforcement mechanism to ensure compliance with the Code.

II. PRESENT SITUATION

Section 21-158 (b) of the Codes of Miami-Dade County currently reads as follows:

- (b) *Distance requirements.* No bus passenger bench shall be placed or maintained within five (5) feet of the outer edge of the pavement of any road, except at approved locations where sidewalks and curbs exist. Where no sidewalks and curbs exist, MDTA shall require bus benches to be located such distance in excess of five (5) feet as may be deemed necessary or desirable for the public safety and welfare. At approved locations where curbs and sidewalks exist, bus passenger benches may be placed and maintained at such locations as the Department shall designate, in order to ensure the safety and convenience of the public. The location of each bus passenger bench shall be approved by the Department prior to the issuance of a permit. Benches placed on State-maintained rights-of-way shall conform to applicable regulations of the State of Florida, Department of Transportation.

According to the Miami-Dade Transit Department, there are approximately 1,400 Bus Benches located in Unincorporated Miami-Dade County.

III. POLICY CHANGE AND IMPLICATION

None

This resolution simply directs the County Manager to report on compliance with a current County Code.

IV. ECONOMIC IMPACT

The County should be able to provide this report with current resources.

V. COMMENTS AND QUESTIONS

On May 9, 2006, the Board of County Commissioners approved item 4(A) on “First Reading” which, if passed, would amend Sec. 21-158 of the Code of Miami-Dade County to provide for a six (6) foot set-back for bus benches from the road, as opposed to the current five (5) foot set-back.

Other Community Standards

State of Florida

Florida State Statutes governing the location of bus benches reads as follows:

337.408 Regulation of benches, transit shelters, street light poles, waste disposal receptacles, and modular news racks within rights-of-way.—

(1). . . Any bench or transit shelter located on a sidewalk within the right-of-way limits of any road on the State Highway System or the county road system shall be located so as to leave at least 36 inches of clearance for pedestrians and persons in wheelchairs. Such clearance shall be measured in a direction perpendicular to the centerline of the road.

City of Miami

According to Sec. 54-87 of the Code of the City of Miami, the City observes the distance from the road regulations set forth in State Statute.

However, in accordance with Sec.54-91 of the Code of the City of Miami, there are angle requirements with relation to how the Bus Bench (or Shelter) faces the roadway.

Sec. 54-91 - No bench shall be placed so that the angle of its long dimension, in relation to the curblin, shall be greater than 30 degrees. Placement of benches shall comply with all federal, state and local requirements, including the Americans with Disabilities Act. No shelter shall be placed so that the angle of its long dimension, in relation to the curbing, shall be greater than three degrees.

ADDITIONAL INFORMATION

<u>Item#</u>	<u>Subject Matter</u>	<u>Comments/Questions</u>
3D	Development Lease Agreement with Homestead Aircraft Storage (HAS)	<ul style="list-style-type: none"> ◆ 25 year lease agreement ◆ Requires HAS to construct 72,750 sf of aircraft hangar storage ◆ Requires investment of no less than \$1.22 million by HAS ◆ HAS will not pay any rent on the improvements ◆ County may terminate lease if: <ul style="list-style-type: none"> ○ No investment w/i 2 years ○ No construction permit (14,850 sf) obtained w/i 12 months ◆ County may reduce length of agreement to maintain the investment ratios per acre per year and/or begin charging fair market value rent for the improvements if HAS fails to construct 53,586 sf in 4 T-hangars ◆ Unlike the Opa-Locka Aviation Group (OAG) lease, this Lease Development Agreement is between the County and the tenant who will be directly responsible for investment and construction, of specific amounts and within specific timeframes respectively.
3G	Change Orders to NTD contracts	<ul style="list-style-type: none"> ◆ Total of \$10.3 million in County requested change orders ◆ Requesting waiver of requirements R-377-04 ◆ Project B703A1 – increase of General Allowance Account of \$6.5 million ◆ Project B732D – increase of General Allowance Account of \$2.11 million ◆ Project B747D – increase of General Allowance Account of \$579k ◆ increase of Dedicated Allowance account of \$635k ◆ Project B775B – increase of Dedicated Allowance Account of \$500k ◆ How much \$ is currently allocated for contingencies related to the NTD project?
3K	Resolution approving change order # 6 to South Terminal Program	<ul style="list-style-type: none"> ◆ Original General Allowance Account amount: \$51 million ◆ General Allowance Account is now \$114.83 million ◆ The Manager's memo provides that this Change Order is only "an interim measure" and that additional funding will be required.

LEGISLATIVE ANALYSIS

RESOLUTION APPROVING A WORK ORDER IN THE AMOUNT OF \$28,500.00 BETWEEN INITIAL ENGINEERS, P.A. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED DESIGN OF ROADWAY LIGHTING IMPROVEMENTS ALONG SW 137 AVENUE, FROM SW 26 STREET TO SW 8 STREET, IN COMMISSION DISTRICT 11

Public Works Department

I. SUMMARY

Agenda Items 3(N) through 3(V) request approval for specific Peoples' Transportation Plan (PTP) projects through the Public Works Department.

II. PRESENT SITUATION

On November 5, 2002, the voters of Miami-Dade County approved a Charter County Transportation Surtax (Ordinance 02-116). This Surtax (1/2 cent) was to be utilized for the expansion and enhancement of the County's Transit and Transportation Network.

The blueprint for these improvements was combined with other departmental plans to form a document which came to be known as the Peoples' Transportation Plan (PTP).

Exhibit 1 of the PTP contains:

- **\$309 million for Major Highway and Road Improvements**
- **\$167 million Neighborhood Improvements**
- **39 Specific Road Projects throughout all 13 Commission Districts**

On April 27, 2004, The Board of County Commissioners approved an amendment to the Neighborhood Improvements section of the PTP. This amendment allowed for the inclusion of projects such as Roadway Signage, Roadway Lighting, Pavement Markings, and Traffic Calming Devices.

III. POLICY CHANGE AND IMPLICATION

None

Items 3(N)-3(V) all fall within the approved PTP project list as it was originally created or as amended after April 27, 2004.

IV. ECONOMIC IMPACT

Items 3(N) through 3(V) account for a total of \$15,632,235 from the PTP Surtax.

V. COMMENTS AND QUESTIONS

* For Fiscal Years 2003-2004 to date, the Public Works Department has contracted out for approximately \$45,379,948 in PTP projects. **(Information provided by the Citizens Independent Transportation Trust (CITT)).**

ATTACHMENT 1: Listing of all Public Works Department's PTP items on this agenda

Public Works Department PTP Items for May 18, 2006 Regional Transportation Committee Meeting

Item	Project Description	Department	Contractor	PTP Funding
3(N)	Roadway Lighting (Design) SW 137 Ave	PWD	Initial Engineers P.A.	\$28,000
3(O)	Streetlight Retrofitting Contract No. 5	PWD	Under Power Corp.	\$1,800,000
3(P)	Traffic Signal / NW 127 Ave & NW 7 Terr.	PWD	Under Power Corp.	\$187,348
3(Q)	Streetlight Retrofitting Contract No. 5	PWD	Under Power Corp.	\$1,200,000
3(R)	Pavement Striping (Countywide) Contract No.20060018	PWD	Miami Striping & Signs	\$203,350
3(S)	Widening SW 97th Ave. from 72 st to 40 st.	PWD	The Redland Company, Inc.	\$10,565,632
3(T)	Construction of SW 143 Terrace from 145 Pl. to 144 Ave.	PWD	Petro Hydro, Inc.	\$538,555
3(U)	Guardrails (Countywide)	PWD	Fence Masters, Inc.	\$906,000
3(V)	Pavement Striping (Countywide) Contract No.20060017	PWD	Miami Striping & Signs	\$203,350
Total Amount on this Agenda				\$15,632,235